

William Brown K93463

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Plaintiff, In Pro Per

FILED

JAN 8 1 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

United States District Court

Northern District of California

In re

William Brown

Plaintiff

On Habeas Corpus.

Case No. **08**

Application for Appointment
of Counsel

0750

TO THE HONORABLE *District Judge:*

I the undersigned petitioner a layman at law move this Court for an Order appointing a Certified Attorney-at-Law member of the California or American Bar, to represent defendant in the present cause of action now filed in this court, because the defendant cannot afford to employ the services of an attorney in this matter and this court has issued an Order To Show Cause. Furthermore petitioner does not have the legal background to deal with the complex issues within the petition. Finally petitioner does not have the adequate resources to properly litigate this petition because of bare minimum of legal material being available in the institutional library. It has been an uphill battle all the way to this point because of the lack of resources and the petitioner being

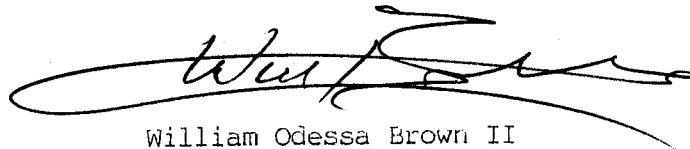
1 illiterate when it comes to law. Legal Authorities for Appointment and
2 Compensation of Counsel is Art.1 §15 of the Cal. Const; The Sixth Amend.
3 to the Const; 28 U.S.C. §1915(d); 18 U.S.C. §3006a(g), as interpreted
4 in McClain v. Manson, 343 F.Supp. 383 [D. Conn. 1972]; Payne v. Superior
5 Court (1975) 17 Cal. 3d 908; Salas v. Cortex, (1975) 14 Cal. 3d 22;
6 Price v. Joynston, 161 F. 2d 705; Yarbrough v Superior Court, (1983)
7 150 Cal. App. 3d 388; and California Penal Code §1191.1 which expressly
8 grant a right to counsel and equal protect to indigent imprisoned inmates
9 up request.

11 "as a matter of Due Process and Equal Protection under
12 both Federal and California Constitutions a prisoner who
13 as a defendant of petitioner or plaintiff in a 'bona fide
14 action threatening his interest' is exposed to judicial
15 Sanctioned Deprivation and is entitled to access to the
16 Court in order to have a 'meaningful opportunity to be
17 heard and to have assistance of competent counsel' Yarbrough
18 v. Superior Court, supra

17 WHEREFORE, for the reason stated herein, petitioner prays upon this
18 court that this Application for Appointment of Counsel be granted.

20 DATED: 23 Jan 08

21 Respectfully submitted,

22
23 
24 William Odessa Brown II